

June 06, 2019



U.S. Department
of Transportation

East Building, PHH-30
1200 New Jersey Avenue S.E.
Washington, D.C. 20590

**Pipeline and Hazardous
Materials Safety Administration**

DOT-SP 20877

EXPIRATION DATE: 2019-12-31

(FOR RENEWAL, SEE 49 CFR 107.109)

1. GRANTEE: Medigreen Waste Services LLC
Orlando, FL
2. PURPOSE AND LIMITATIONS:
 - a. This emergency special permit authorizes the one-time, one-way transportation for disposal of two shipping containers holding regulated medical waste. This special permit provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein. The most recent revision supersedes all previous revisions.
 - b. The safety analyses performed in development of this special permit only considered the hazards and risks associated with transportation in commerce. The safety analyses did not consider the hazards and risks associated with consumer use, use as a component of a transport vehicle or other device, or other uses not associated with transportation in commerce.
 - c. No party status will be granted to this special permit.
3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 173.24(b)(2) in that the effectiveness of the package has been compromised and § 173.134(c)(2) in that compromised packages are not allowed in transportation, except as stated herein.
5. BASIS: This emergency special permit is based on the application of Medigreen Waste Services LLC dated April 30, 2019, submitted in accordance with § 107.117, the

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determination that it is necessary to prevent significant injury to persons or property and that transportation for disposal is in the public interest, and, additional information dated May 20, 2019.

6. HAZARDOUS MATERIALS (49 CFR 172.101):

Hazardous Material Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Regulated medical waste, n.o.s. or Clinical waste, unspecified, n.o.s. or (BIO) Medical waste, n.o.s., or Biomedical waste, n.o.s. or Medical waste, n.o.s.**	6.2*	UN3291	II

* Materials meeting 173.134(1)(i) *Category A* are not approved for transport under this special permit.

** Only regulated medical waste described in the original application and additional information dated May 20, 2019 on file with the Office of Hazardous Materials Safety Approvals and Permits Division may be transported under the terms of this special permit.

7. SAFETY CONTROL MEASURES:

a. PACKAGING:

(1) The non-bulk packages are damaged fiberboard boxes containing two sealed inner liner bags that were initially in compliance with the requirements of § 173.134(c).

(2) The packages are loaded in watertight shipping containers.

(3) The non-bulk packages shall not be leaking prior to being placed into transportation.

b. OPERATIONAL CONTROLS:

(1) Only vehicles owned and operated by the grantee may be used to transport materials under the terms of this special permit.

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(2) The carrier must be registered with the Federal Motor Carrier Safety Administration as an Interstate HM Carrier and possess the required level of insurance,

(3) Transportation shall be directly from Port Everglades to Medigreen's facility in West Palm Beach, Florida, a distance of approximately 60 miles, and it shall be escorted by Law Enforcement Officer capable of coordinating an emergency response and decontamination plan, as applicable.

(4) Forty-eight (48) hours prior to shipment under this special permit, the carrier must notify PHMSA of the date and time of the shipment. Notification must be sent to specialpermits@dot.gov and to the local PHMSA Regional Hazardous Materials office.

(5) The carrier must notify PHMSA via email at specialpermits@dot.gov when the materials have reached their final destination.

(6) Prior to transportation, the carrier must ensure that the shipping containers are closed and sealed to prevent the release of any material during transportation.

(7) Prior to transportation, the carrier must perform an external visual inspection of the transport vehicle(s) to determine that it is closed and free of leakage.

(8) The carrier must have a written spill response plan that includes provisions for the decontamination of spilled materials and for personal protective equipment to be carried on the vehicle(s) and used to protect its employees from contact with infectious materials in any form. The spill response must be included in the shipping notification required above.

(9) The carrier must respond to any release or suspected release from a package that occurs during transportation. The response must include complete removal of any spilled material and decontamination of the release site, vehicle surfaces and external surfaces of the container involved.

(10) Transportation must be completed in the shortest time-frame possible while at all times adhering to all

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federal, state and local regulations relative to the operation of a commercial motor vehicle on a public highway. To the extent possible, transportation will be conducted so as to avoid rush-hour traffic and avoid high density traffic.

(11) Transportation must be conducted on highways and avoid residential areas to the extent possible.

(12) No other hazardous materials can be transported on the same motor vehicle under the terms of this special permit.

(13) Only packagings identified by in the application on file are authorized under this Special Permit.

(14) The Grantee must meet US Coast Guard, State, and local requirements, as applicable, prior to transporting under the terms of this special permit.

8. SPECIAL PROVISIONS:

a. A current copy of this special permit must be maintained at each facility where the package is offered for transportation.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle.

10. MODAL REQUIREMENTS: A current copy of this special permit must be carried aboard each motor vehicle used to transport packages covered by this special permit.

11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this special permit and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:

- o All terms and conditions prescribed in this special permit and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Persons operating under the terms of this special permit must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
- o Registration required by § 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this special permit must receive training on the requirements and conditions of this special permit in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this special permit, including display of its number, when this special permit has expired or is otherwise no longer in effect.

Under Title VII of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU)—"The Hazardous Materials Safety and Security Reauthorization Act of 2005" (Pub. L. 109-59), 119 Stat. 1144 (August 10, 2005), amended the Federal hazardous materials transportation law by changing the term "exemption" to "special permit" and authorizes a special permit to be granted up to two years for new special permits and up to four years for renewals.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this special permit are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this special permit must notify the Associate Administrator for Hazardous Materials Safety, in writing, of any incident involving a package, shipment or operation conducted under terms of this special permit.

Issued in Washington, D.C.:



for William Schoonover
Associate Administrator for Hazardous Materials Safety

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, East Building PHH-30, 1200 New Jersey Avenue, Southeast, Washington, D.C. 20590.

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Copies of this special permit may be obtained by accessing the Hazardous Materials Safety Homepage at

http://hazmat.dot.gov/sp_app/special_permits/spec_perm_index.htm

Photo reproductions and legible reductions of this special permit are permitted. Any alteration of this special permit is prohibited.

PO: RV/BMoore/TD